IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WA.No. 1462 of 2007

AGAINST THE JUDGEMENT IN WPC.2970/2006 Dated 28/02/2007
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APPELLANT: PETITIONER

YESODHARI DEVI M.G.,
STAFF NURSE, ASHA BHAVAN,
MAYANAD, KOZHIKODE.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: RESPONDENTS
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1. STATE OF KERALA, REP. BY SECRETARY,
HEALTH AND FAMILY WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

3. THE DISTRICT MEDICAL OFFICER OF HEALTH,
KOZHIKODE.

BY GOVT PLEADER SRI K. SANDESH RAJ

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD
ON 02/07/2007, THE COURT ON 11/07/2007 DELIVERED THE
FOLLOWING:

K.S. RADHAKRISHNAN & A.K. BASHEER, JJ.

W.P.C. No 27176 of 2007

Dated: 12th September 2007

JUDGMENT

Radhakrishnan, J.

This writ petition is preferred by the General Secretary of the Malabar Devaswom Employees Congress seeking a writ of mandamus directing respondents 1 and 2 to give the benefit of Exts. P2 and P3 orders to all the employees of the temples in the Malabar Devaswom coming under the H.R & C.E Act. We find that Commissioner has already taken up the matter with the Government vide Ext. P4 communication dated 13.03.2007 and the Government is seized of the matter. In such circumstances, we are inclined to dispose of this writ petition directing the first respondent to pass appropriate orders on Ext. P4 in accordance with law after considering all the aspects of the matter within a period of four months from the date of receipt of a copy of this judgment. It will be open to the Government to take into account all the aspects of the matter concerning the interests of hereditary trustees and the employees of the temple. Writ petition is disposed of as above.

Sd/-
K.S. RADHAKRISHNAN
Judge

Sd/-
A.K. BASHEER
Judge

12/09/2007
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